# PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS OCTOBER 15, 2008

Pursuant to Section 19.84 and 59.14, <u>Wis. Stats.</u>, notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday**, **October 15**, **2008**, at <u>7:00 p.m.</u>, in the Legislative Room 203, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:00 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima,

Evans, Johnson, Vander Leest, Dantinne, La Violette, Andrews, Kaster, Knier, Williams,

Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund

Supervisor Fewell arrived at 8:00 p.m.

Total Present: 26

## No. 1 -- Adoption of Agenda.

County Clerk Darlene Marcelle announced changes to the agenda. She stated item 9b, #16, a, b, and c motions were incorrectly stated in the Education and Recreation Committee minutes and Supervisors should have received the revisions in the mail. She stated Ordinances 10f, 10g and 10h were amended at the Executive Committee meeting and Supervisors should have received the revisions in the mail. In addition, Ms. Marcelle stated that Resolutions 10c, 10d, 10i, 10k, and 10m were placed on the agenda for informational purposes only and are therefore deleted from the agenda since no action can be take. A motion was made by Supervisor Dantinne and seconded by Supervisor De Wane "to adopt the agenda as amended." Voice vote taken. Motion carried unanimously with no abstentions.

#### No. 2 -- COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY.

Robert Blackbird, 1530 Kennedy Dr., Green Bay addressed the Board regarding relocation of the Admiral Flatley Statute. Chairman Zima asked Supervisor Krueger to send a communication to the Veterans' Recognition Subcommittee for review.

Kevin Brunette, 1090 Sunlite Dr., Oneida addressed the Board regarding the Executive Committee's action not to pursue a 4 day work week.

## No. 3 -- APPROVAL OF MINUTES OF COUNTY BOARD OF SEPTEMBER 17, 2008

A motion was made by Supervisor De Wane and seconded by Supervisor Fleck "to approve." Motion carried unanimously with no abstentions.

#### No. 4 -- ANNOUNCEMENTS BY SUPERVISORS.

Supervisor Krueger thanked the Board for their expressions of sympathy in the loss of his mother.

Supervisor Vander Leest encouraged the Board to view the exhibit at the Museum of Brown County

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historical documents purchased from the Library by the Antiquarian Society.

Supervisor La Violette invited the Board to attend the American Foundation of Counseling's Ethics Awards on November 13, 2008. She also thanked Lynn Vanden Langenberg, Director of Administration, for the excellent presentation she gave to Supervisors regarding the 2009 Budget.

Supervisor Evans announced that Brown County has received a payment of \$542,000 for payment of services in lieu of taxes from the Oneida Nation.

Supervisor Nicholson invited the Board to SS Peter and Paul Parish's Pancake and Porky Breakfast from 8 am. to noon on Sunday, November 2, 2008.

Brown County Clerk Darlene Marcelle thanked the Board for their expressions of sympathy in the loss of her mother-in-law.

- No. 5 -- COMMUNICATIONS. NONE. LATE COMMUNICATIONS:
- No. 5a -- FROM SUPERVISOR SCRAY REGARDING: EACH DEPARTMENT DEVELOP A SUCCESSION PLAN AND AN EMERGENCY OPERATION PLAN. THIS WOULD ENABLE COUNTY DEPARTMENTS TO REMAIN OPERATIONAL IN CASE OF RETIREMENT OR EMERGENCY.

Refer to Administration; Education and Recreation; Human Services; Planning, Development and Transportation; and Public Safety Committees.

No. 5b -- FROM SUPERVISOR ERICKSON REGARDING: REQUEST TO SEPARATE REGULAR NOVEMBER MEETING OF COUNTY BOARD FROM BUDGET MEETING ON NOVEMBER 10<sup>TH</sup>.

Refer to County Board Chairman and Vice-Chairwoman.

No. 5c -- FROM SUPERVISOR KASTER REGARDING: ALL COUNTY DEPARTMENTS HAVE AVAILABLE A SUMMARY OF GAS, INSURANCE AND DEPRECIATION--IN DOLLAR VALUES--FOR ANY COUNTY VEHICLES THAT GO HOME ON A FULL OR PART TIME BASIS FOR EACH COMMITTEE BUDGET MEETING AS WELL AS THE COUNTY BOARD BUDGET MEETING.

Refer to Executive Committee.

No. 5d -- FROM SUPERVISOR JOHNSON REGARDING: TO REVIEW THE BIDDING AND AWARD PROCESS IN NEW CONSTRUCTION PROJECTS.

Refer to Administration Committee.

- No. 6 -- APPOINTMENTS BY COUNTY EXECUTIVE. NONE.
- No. 7a -- REPORT BY COUNTY EXECUTIVE.

County Executive Hinz gave a brief review of the WCCA conference he attended with several supervisors.

No. 7b -- REPORT BY BOARD CHAIRMAN.

Chairman Zima was pleased that Green Bay Packers President Mark Murphy met with Supervisors Lund, Erickson, Haefs, Hoeft, Fewell and Williams regarding the misunderstanding of compensation for the recently signed lease agreement. He feels that the meeting was worthwhile and the Packers gave consideration to Brown County's position.

Chairman Zima asked for an informal vote as to whether or not Supervisors preferred to have separate meeting dates in November for non-budget versus budget or hold them on the same day. The results showed that the majority of Supervisors preferred they be held on the same day. (The vote was 17 to 8 with Supervisor Fewell not present.)

- No. 8 -- OTHER REPORTS. None.
- No. 9 -- STANDING COMMITTEE REPORTS
- No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF SEPTEMBER 25, 2008

TO THE MEMBER OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on September 25, 2008, and recommends the following motions:

- 1. Review minutes of:
  - a. Housing Authority (8/18/08). Receive & place on file.
- 2. Communication from Supervisor Steve Fewell re; Review and make update the Brown County Code 30.07 relating to charges for Sheriff's department patrol division. (Referred from August County Board.) Hold for one month.
- #2a Communication from Supervisor Julie Knier re: Disallowance of claim resolutions shall provide information on the circumstances of the claim. (Referred from September County Board.) Hold for one month.
- #2b Resolution re: Approving New or Deleted Positions during the 2009 Budget Process (For Corporation Counsel & Administration Dept. Information Services.) (Referred to Executive Committee) No action taken. See Resolutions, Ordinances October County Board.
- 3. Appointment of Supervisor Carole Andrews to Facility Master Plan Sub Committee. Approve.
- 4. Facility Management Request for Budget Transfer (#08-58): Interdepartmental Transfer (including contingency or general fund transfers): Request \$14,000 from Asset Maintenance fund to Library for elevator repairs at Central Library. (Referred from Education & Recreation Committee.) Approve.
- 5. Facility Management Update on Computer Room Fire Suppression System. Hold for one month.
- 6. Facility Management Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 7. Treasurer Update on conversion to Chase Bank.
  - a. Banking issues at the NEW Zoo.(Held from previous meeting.)Receive & place on file.
- 8. Treasurer Budget Status Financial Report for July & August 2008. Receive & place on file.
- #8a Treasurer Communication from Supervisor John Vander Leest re; Request to review Brown County's policies on unpaid property tax bills. (Referred from September County Board.) Receive & place on file.
- 9. Dept. of Administration Request for Budget Transfer (#08-61): Increase in Expenditures with Offsetting Increase in Revenue. Requesting budget transfer of revenues & expenditures from bond

accounts that were refunded with 2008 bonding.

Approve.

- 10. Dept. of Administration 2008 Budget Transfer Log. Approve.
- 11. Dept. of Administration Asset Maintenance Fund Expenditures. Approve.
- 12. Dept. of Administration Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 13. Dept. of Administration Information Services Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 14. Dept. of Administration Executive Resolution re: Regrading the Salary Range for the Position of Human Resources Manager. (Referred to Executive Committee.) <u>Committee approved.</u> See Resolutions, Ordinances October County Board.
- 15. Human Resources Monthly Committee Report (August 2008). Receive & place on file.
- 16. Human Resources Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 17. Human Resources Communication from Supervisor Williams re: The pay scales and steps for non-represented employees, supervisors and managers be reviewed and adjusted as dictated by market demands. (Held from previous meeting.) To move ahead.
- 18. Human Resources Update on Administration compensation. Refer to next month's meeting.
- 19. Human Resources Resolution re: Regrading the Salary Range for the Position of Corporation Counsel. (Referred to Executive Committee.) <u>Committee approved.</u> See Resolutions, Ordinances October County Board.
- 20. County Clerk & Child Support Agency Budget Status Financial Report for August 31, 2008; Corporation Counsel Budget Status Financial Report for July & August 2008. Receive & place on file.
- 21. Audit of bills. Pay the bills.

A motion v	was made by Supervisor Nicholson and seconded by Supervisor De Wane "to adopt". Ve	oice
vote taken.	Motion carried unanimously with no abstentions.	

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Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008

# No. 9b -- REPORT OF EDUCATION & RECREATION COMMITTEE OF OCTOBER 2, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on October 2, 2008 and recommends the following:

- 1. Review minutes of:
  - a) Library Board (8/21/08).

Receive & place on file.

- 2. Arena/Expo Centre Event Attendance (August 2008). Receive & place on file.
- #2a Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Referred to Executive Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 3. NEW Zoo Budget Status Financial Report August 31, 2008. Receive & place on file.
- 4. NEW Zoo Monthly Activity Report.
  - a. Animal Collection Report.
  - b. NEW Zoo Admissions Revenue Attendance 2008 Report. Receive & place on file items a-b.

- 5. NEW Zoo Education & Volunteer Programs Report (September 2008). Receive & place on file.
- 6. NEW Zoo Gift Shop Concessions revenue 2008 Report. Receive & place on file.
- 7. NEW Zoo Request for Budget Transfer (#08-64): Increase in Expenditures with Offsetting Increase in Revenue: Requesting an increase in concessions expense line by \$7,000 and concession revenue line by \$7,000 based on increase in concession sales this year. Approve.
- 8. Parks Communication from Supervisor Tom Lund re: Constituent wants dog access for a dog trail at Reforestation Camp. (Held from previous meeting.)
  - a) Refer to staff to develop a schedule for dog access at the Reforestation Camp on a one-year trial basis beginning in 2009, and to report back with any issues. Ayes: 1 (Warpinski); Nays: 3 (Brunette, Johnson, Vander Leest); Excused: 1 (Wetzel). Motion Failed.
  - b) Refer to staff to develop alternatives for dog access at the Reforestation Camp or other County parks. Ayes: 3 (Brunette, Johnson, Vander Leest); Nays: 1 (Warpinski); Excused: 1 (Wetzel). Motion Passed.
- 9. Parks Request for Budget Transfer (#08-54): Interdepartmental Transfer (including contingency or general fund transfers): Transfer grant funds received in Land Conservation to Parks to reimburse for expenditures incurred at Reforestation Camp for a buffer strip of plantings and an access bridge (\$1,900). (Referred back to Committee from September County Board.) Approve creation of a buffer strip at the Reforestation Camp.
- 10. Parks Discussion of future campground at Brown County Fairgrounds. (Standing item updates.) Receive & place on file.
- 11. Parks Discussion of Horse Trails on Fox River State Recreational Trail. (Held from previous meeting.) <u>Discontinue horse trail use North of Greenleaf and to continue horse trail use on gravel</u> South of Greenleaf.
- 12. Parks Update of Park risk assessment. (Held from previous meeting.) Receive & place on file.
- 13. Parks Arena 10-Year Plan update. Receive & place on file.
- 14. Parks Major facility and park management projects update. Receive & place on file.
- 15. Parks Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 16. Parks Request for waiver of fees from Ashwaubenon Nordic Ski Team for November & February events at the Reforestation Camp.
  - a) Approve waiver of \$90 fee for chalet rental at the November 8<sup>th</sup> event, with no cancellation policy. \*\*Correct Motion\*\* Approve request for reduction in the chalet rental rate from \$250 to the \$90 winter rate for the November 8<sup>th</sup> event with no cancellation policy waiver.
  - b) Waive \$250 trail fee for both November and February in lieu of volunteer house for elean up of trail. \*\*Correct Motion\*\* Approve request that \$250 trail fee for the November 8<sup>th</sup> event be waived in lieu of volunteer hours for clean up of trail.
  - To implement the \$250 trail fee but to waive the cancellation policy for the February date in the event of severe cold or no snow. \*\*Correct Motion\*\* Approve cancellation policy waiver request for the February \$250 trail fee if severe cold or lack of snow cause the event to be cancelled. Deny request of cancellation policy waiver for the February \$90 chalet rental if event is cancelled.
- 17. Parks Request for Budget Transfer (#08-65): Increase in Expenditures with Offsetting Increase in Revenue: Request to purchase a new tractor mower damaged in an accident (\$16,900: \$3,000 coming from 2008 budget outlay; remaining \$13,900 funded by insurance proceeds.) Approve.
- 18. Parks Director's report. Receive & place on file.
- 19. Library Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 20. Library Request for Budget Transfer (#08-58): Interdepartmental Transfer (including contingency or general fund transfers): Request to transfer \$14,000 from Asset Maintenance fund to Library for elevator repairs. Approve.

- 21. Library Director's report. Receive & place on file.
- 22. Museum Attendance & Admissions (August 2008). Receive & place on file.
- 23. Museum Budget Status Financial Report August 31, 2008. Receive & place on file.
- 24. Museum Director's report. Receive & place on file.
- 25. Golf Course Budget Financial Status Report for August 31, 2008. Receive & place on file.
- 26. Golf Course Golf Report Financial Statistics as of September 14, 2008. Receive & place on file.
- 27. Golf Course Superintendent's report. Receive & place on file.
- 28. Audit of bills. Approve audit of bills.

A motion was made by Supervisor De Wane and seconded by Supervisor Nicholson "to adopt". Supervisor Erickson requested item #9 be taken separately; and Supervisor Vander Leest requested that item #16 be taken separately. Voice vote taken. Remainder of report carried unanimously with no abstentions.

Item #9 -- Parks - Request for Budget Transfer (#08-54): Interdepartmental Transfer (including contingency or general fund transfers): Transfer grant funds received in Land Conservation to Parks to reimburse for expenditures incurred at Reforestation Camp for a buffer strip of plantings and an access bridge (\$1,900). (Referred back to Committee from September County Board.) COMMITTEE ACTION: Approve creation of a buffer strip at the Reforestation Camp.

After discussion, a motion was made by Supervisor Erickson and seconded by Supervisor Nicholson "to refer item #9b#9 back to Land Conservation Subcommittee". Roll call vote taken on #9b#9(1):

Ayes: Nicholson, Theisen, Erickson, Zima, Evans, Dantinne, Kaster, Williams, Fleck, Scray, Lund

Nays: Warpinski, De Wane, Krueger, Haefs, Brunette, Vander Leest, Johnson, La Violette, Andrews,

Knier, Clancy, Wetzel, Langan, Hoeft, Fewell

Total Ayes: 11 Total Nays: 15

Motion failed.

A motion was made by Supervisor De Wane and seconded by Supervisor Warpinski "to adopt". Voice vote taken on #9b#9. Motion passed.

<u>Item #16 -- Parks - Request for waiver of fees from Ashwaubenon Nordic Ski Team for November and February events at the Reforestation Camp.</u>

- a) Approve waiver of \$90 fee for chalet rental at the November 8<sup>th</sup> event, with no cancellation policy. \*\*Correct Motion\*\* Approve request for reduction in the chalet rental rate from \$250 to the \$90 winter rate for the November 8<sup>th</sup> event with no cancellation policy waiver.
- b) Waive \$250 trail fee for both November and February in lieu of volunteer house for elean up of trail. \*\*Correct Motion\*\* Approve request that \$250 trail fee for the November 8<sup>th</sup> event be waived in lieu of volunteer hours for clean up of trail.
- c) To implement the \$250 trail fee but to waive the cancellation policy for the February date in the event of severe cold or no snow. \*\*Correct Motion\*\* Approve cancellation policy waiver request for the February \$250 trail fee if severe cold or lack of snow cause the event to be cancelled. Deny request of cancellation policy waiver for the February \$90 chalet rental if event is cancelled.

A motion was made by Supervisor Vander Leest and seconded by Supervisor Johnson "to adopt 9b#16 a, b and c together." Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
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### No. 9c -- REPORT OF EXECUTIVE COMMITTEE OF OCTOBER 8, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on October 8, 2008 and recommends the following motions:

- 1. Presentation by Schenck of 2007 External Audit results (CAFR). Receive & place on file.
- 2. Presentation by Schenck of Audit of Treasurer's office. Receive & place on file.
- #2a Attorney Bills Review and possibly take action on the following Attorney bills:
  - Davis & Kuelthau, specifically Jim Kalny bills (Invoice #297487 dated August 25, 2008.)

    Refer June & July bills (County Executive Special Counsel) from Davis & Kuelthau to County Board Attorney Fred Mohr for discussion with Attorney James Kalny for potential settlement, or invite Attorney James Kalny to next Executive Committee meeting for further discussion.
  - 2) Davis & Kuelthau, specifically Jim Kalny bills (Invoice Nos. 298520, 298521, 298522, 298525 dated September 18 & 19, 2008) <u>Deduct June & July bills from Davis & Kuelthau (County Executive Special Counsel) from succeeding billings until this matter is resolved as these bills were inadvertently and inappropriately paid without authority.</u>
  - 3) Centofanti Phillips (Invoice #51914 dated August 8, 2008) Hold for further information and until all matters are resolved.
- 3. Attorney Fred Mohr update on policy/guideline for legal counsel. Hold for 60 days.
- 4. Communication from Supervisor Steve Fewell re: Review and make update to the Brown County Code 30.07 relating to charges for Sheriff's Department Patrol Division. (Referred from September County Board.) Move forward with the process related to charges for Sheriff's Department Patrol Division through the Public Safety Committee and its Chairman.
- 5. Communication from Supervisor Julie Knier re: County Board professional staff shall be given copies of all documents distributed to County Board members at Brown County meetings. (Referred from September County Board.) Approve Supervisor Knier's request that professional staff and County Board members be given agenda related documents before meetings.
- 6. County Executive report.
  - a. Budget Status Financial report for August 31, 2008. Receive & place on file.
- 7. Labor Negotiator Report. Receive & place on file.
  - a) Contract Provider Issues <u>Direct Labor Negotiator to take further action to handle</u> contract provider issues.
  - b) Seasonal Vacation for Employees in the Parks Department <u>Direct Labor Negotiator and Human Resources to discuss setting a policy related to vacation for seasonal employees in the Parks Department with Director, Bill Dowell.</u>
  - c) Class & Comp Issues <u>Refer to Labor Negotiator to simplify the Class & Comp issues related to non-represented employees, supervisors, and managers relative to market demands and report back to committee.</u>
- 8. Internal Auditor Report.
  - a. Budget Status Financial Report for August 31, 2008. Approve.
  - b. Update from Treasurer on implementation on Internal Audit recommendations. <u>That the Internal Auditor meet with the County Treasurer regarding implementation of the Internal Auditor meet with the County Treasurer regarding implementation of the Internal Auditor meet with the County Treasurer regarding implementation of the Internal Auditor meet with the County Treasurer regarding implementation of the Internal Auditor meet with the Internal Auditor meet with</u>

#### recommendations.

- c. Update on analysis of Four-day work week. (two packets: 1) From Sara Perrizo; 2) From Brown County Facility Management). Suspend analysis of the four-day work week by the Internal Auditor as it appears there is no advantage to Brown County at this time.
- d. Work Plan by Internal Auditor, Sara Perrizo, for 2009. Approve.
- e. Other. No Action.
- 9. Resolution re: Regrading the Salary Range for the Position of Human Resources Manager. (Referred from Administration Committee.) <u>Committee approved.</u> See Resolutions, Ordinances October County Board.
- 10. Resolution re: Corporation Counsel Office Reclassification of "Corporation Counsel" Position. (Referred from Administration Committee.) <u>Approve the reclassification of the "Corporation Counsel" position from a Pay Grade 29 to 32 (\$88,653 to \$105,857).</u> See Resolutions, Ordinances October County Board.
- 11. Resolution re: Authority to Execute a 2009 Labor Agreement with the Brown County Human Services Professional Employees. <u>Committee approved.</u> See Resolutions, Ordinances October County Board.
- 12. Ordinance (draft) re: To Amend Subsection (1) (f) of 2.13 of the Brown County Code entitled "Meetings, Agendas." (Requested at previous meeting.) Approve amendment with the change that "The time shall not be less than 5 business days from the delivery of the request" (not 72 hours), excluding opening of bids for bonding. Ayes: 5 (Erickson, Lund, Nicholson, Zima, Scray); Nays: 1 (Evans); Excused: 1 (Vander Leest). Motion passed. See Resolutions, Ordinances October County Board.
- 13. Ordinance (draft) re: To Amend Subsection (1) (c) of 2.13 of the Brown County Code entitled "Meetings, Agendas." Approve the amendment including the changes in #12 above relative to 5 business days and bonding. Ayes: 5 (Erickson, Lund, Nicholson, Zima, Scray); Nays: 1 (Evans); Excused; 1 (Vander Leest). Motion Passed. See Resolutions, Ordinances October County Board.
- 14. Ordinance (draft) re: To Amend Subsection (17) of Section 2.14 of the Brown County Code entitled "Parliamentary Procedures." (Requested at previous meeting.) Approve amendment to Section 2.14 of the Brown County Code entitled Parliamentary Procedures. Ayes: 4 (Evans, Nicholson, Zima, Scray); Nays: 2 (Lund, Erickson); Excused: 1 (Vander Leest) Motion Passed. See Resolutions, Ordinances October County Board.
- 15. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Referred from Administration Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 16. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Referred from Education & Recreation Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 17. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Referred from Human Services Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 18. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Planning, Development & Transportation Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 19. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (Referred from Public Safety Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 20. <u>Closed Session:</u> For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 19.85 (1)(e). In the alternative, the Executive committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85 (1) (g) of the Wisconsin State Statutes. Pursuant to Wisconsin State Stats19.85 (1) (b) Considering dismissal, demotion, licensing or discipline of any public employee

- or person licensed by a board or commission or the investigation of charges against such person, or considering the grant or denial of tenure for a university faculty member, and the taking of formal action on any such matter; provided that the faculty member or other public employee or person licensed is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action may be taken. The notice shall contain a statement that the person has the right to demand that the evidentiary hearing or meeting be held in open session. This paragraph and par. (f) do not apply to any such evidentiary hearing or meeting where the employee or person licensed requests that an open session be held.
  - a.) Enter into Closed Session.
  - b.) Return to regular order of business.
  - c.) No action taken.

A motion v	vas made by	Supervisor La	Violette	and secon	nded by	Supervisor	Andrews	"to adopt"	<ul><li>Voice</li></ul>
vote taken.	Motion carri	ied unanimous	ly with no	abstention	ns.				

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
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## No. 9d -- REPORT OF HUMAN SERVICES COMMITTEE OF SEPTEMBER 24, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on September 24, 2008, and recommends the following motions:

- 1. Review minutes of:
  - a. Human Services Board (8/21/08).
  - b. Children with Disabilities Education Board (8/19/08).
  - c. Homeless Issues & Affordable Housing Sub Committee (8/19/08).
  - d. Community Options Program Planning Committee (8/25/08).
  - e. Aging & Disability Resource Center (8/28/08).
  - f. Community Options Program Appeals Cmte (9/8/08). Receive & place on file items a-g.
- #1g. Resolution re: Approving New or Deleted Positions during the 2009 Budget Process. (For Aging & Disability Resource Center & Human Services Department.) Committee acknowledged receipt of material related to new or deleted positions for the Aging & Disability Resource Center and the Human Services Department as part of the budget process and forward to the Executive Committee and County Board. See Resolutions, Ordinances October County Board.
- 2. Resolution re: Supporting the Aging & Disability Resource Center of Brown County to contract with the State of Wisconsin to provide Resource Center Activities for Seniors and Adults with Disabilities. Committee approved. See Resolutions, Ordinances October County Board.
- 3. Aging & Disability Resource Center Bid Tabulation Record (see attached) for Asphalt Replacement/Repairs at Aging & Disability Center Parking Lots (Project #1330). Approve the bid of Northeast Asphalt replacement repairs at the Aging & Disability Center parking lots in Spring 2009.
- 4. Aging & Disability Resource Center Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 5. Aging & Disability Resource Center Director's report. Receive & place on file.
- 6. Human Services Dept. Quality Assurance Update. Receive & place on file.
- 7. Human Services Dept. Mental Health Center Statistics (August 2008). Receive & place on file.

- 8. Human Services Dept. Bellin Psychiatric Monthly Report (July 2008). Receive & place on file.
- 9. Human Services Dept. Approval for New Non-Continuous Vendor. Approve.
- 10. Human Services Dept. Approval of New Contract Vendors. Approve.
- 11. Human Services Dept. Monthly Contract Update. Receive & place on file.
- 12. Human Services Dept. Talking Points for Family Care. <u>Approve the draft language for Family Care.</u>
- 13. Human Services Dept. Drug Court Material. Receive & place on file.
- 14. Human Services Dept. WCHSA Minutes. <u>Receive & place on file.</u>
- 15. Human Services Dept. Budget Status Financial Report for Community Programs. Receive & place on file.
- 16. Human Services Dept. Budget Status Financial Report for Mental Health Center (July 2008). Receive & place on file.
- 17. Human Services Dept. Director's report. Receive & place on file.
- #17a Health Dept. Communication from Supervisor Andy Nicholson re: Review the Brown County Odor Ordinance. (Referred from September County Board.) Hold for one month.
- 18. Health Dept. Budget Status Financial Report for July 31 & August 31, 2008 and Veterans Dept Budget Status Financial Report for July 2008. Receive & place on file.
- 19. Audit of bills. Approve.

A motion was made by Supervisor De Wane and seconded by Supervisor Johnson "to adopt". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
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### **ATTACHMENT TO REPORT #9d Item #3**

			DID TANK	- A PRONIDEGO	nn				
			BID TABUI	LATION RECO	RD				
PROJ	ECT: ASPHAI	T REPLACEM	ENT/REPAIR	S AT AGING 8	DISABILITY	CENTER PA	ARKING LOTS		
			PRO	JECT #1330					
		]	DATE DUE: 9	D/10/08 AT 11:00	0 A.M.				
		DA	TE OPENED	: 9/10/08 AT 11	:00 A.M.				
	COSTS RE	LATED TO							
	MAIN	LOT	COSTS	S RELATED TO	OVERFLOW	LOT			
TRACTOR	TOTAL COST TO REMOVE & REPLACE ASPHALT	COST TO CLEAN AND INVESTIGATE DRAIN	TOTAL COST TO REPAIR AND SEAL ASPHALT	TOTAL COST TO REMOVE &REPLACE ASPHALT	COST FOR NEW CATCH BASIN	COST FOR 6'X8' HEAT PATCH	ADDENDUM 1	ADDENDUM 2	BID BOND
							l		
Asphalt	\$ 54,400.00	\$ 1,250.00	\$ 3,660.00	\$19,180.00	\$ 2,850.00	\$95.00/	YES	YES	YES
9 Guaranteed	\$ 56,470.00	\$ 1,250.00		\$19,960.00	\$3,350.00	Batch			
sphalt provided additional cost to remove old concrete bumpers in the overflow lot and replace with new concrete bumpers for \$1,350.00 (Spring 2009 - \$1,350.00)									
100 ATO 020 00									
08 - \$79,030.00									
; 2009 - \$82,380.00							ļ		
tra for Spring 2009									

# No. 9e -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF SEPTEMBER 22, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on

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September 22, 2008, and recommends the following motions.

- 1. Review minutes of:
  - a) Solid Waste Board (7/21/08 & 8/18/08).
  - b) Harbor Commission (7/21/08).
  - c) Planning Commission Board of Direct ors (8/6/08).

Receive & place on file items a-c.

- 2. Property Listing An Ordinance: To Amend Chapter 21 of the Brown County Code Entitled "Subdivisions." Hold for one month. See Resolutions, Ordinances October County Board.
- 3. Property Listing Budget Status Financial report for August 31, 2008. Receive & place on file.
- 4. Request from Supervisor Dave Kaster: Vehicles that are taken home on a regular or part-time basis. (Bring to meeting or send to County Board office.) Receive & place on file.
- 5. Port/Solid Waste Incineration Discussion (Referred from Outagamie County Supervisor, Pat Stevens dated May 21, 2008.) (Held from previous meeting.) Receive & place on file.
- 6. Port/Solid Waste Budget Status Financial Report for June 30, 2008 & July 31, 2008. Receive & place on file.
- 7. Highway July 2008 Budget to Actual. Receive & place on file.
- 8. Highway Communication from Supervisor Mary Scray re: Lower the Speed Limit on County "J" from Wooddale to Lineville at Suamico Village line from 55 mph to 45 mph. (Held from previous meeting.) Receive & place on file.
- 9. Highway Communication from Supervisor Kaster re: Brown County should look into share cost operating asphalt plants in surrounding counties or purchasing from surround counties depending on location of project. (Requested from July 28, 2008 meeting.) Receive & place on file.
- 10. Highway Report/update on Highway evaluation. Hold for 30 days.
- 11. Highway Commissioner's report. Receive & place on file.
- 12. Airport Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 13. Airport RFP for radio System Upgrade for Austin Straubel International Airport. Approve.
- 14. Airport Director's report. Receive & place on file.
- 15. Planning Commission Budget Status Financial Report. Receive & place on file.
- 16. Planning Commission Request for staff updates on recommendations and development options on land east of the current jail site (standing item). Receive & place on file.
- 17. <u>Closed Session</u>: The committee may entertain a motion and to enter into closed session for the purpose of considering performance evaluation data of employees over which it exercises jurisdiction and responsibility and for the purpose of considering certain work assignment issues where competitive and bargaining reasons require a closed session as provided at Wis. State Stats. Section 19.85 (1) (c). (No Closed Session held.)
- 18. Register of Deeds Budget Status Financial Report for July 2008 & Zoning Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 18. Audit of bills. Pay the bills.

A motion was made by Supervisor Dantinne and seconded by Supervisor Fleck "to adopt." Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
* *		•		

#### No. 9e(i) -- REPORT OF LAND CONSERVATION SUBCOMMITTE OF SEPTEMBER 22, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The LAND CONSERVATION SUB COMMITTEE met in regular session on September 22, 2008, and

recommends the following motions.

- 1. John Paul Review of well testing options from Brown County Health Department and other well testing options available to landowners. Receive & place on file.
- 2. Land & Water Resource Management Plan set public hearing immediately before October Land Conservation Committee meeting. Receive & place on file.
- 3. Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 4. Land Michigan Area Land & Water Conservation Association Legislative Day rescheduled to October 3, 2008 @ 9 a.m. at Ag & Extension Service Center. Receive & place on file.
- 5. Director's report. Receive & place on file.
- \*\* Request for Budget Transfer (#08-54): Interdepartmental Transfer (including contingency or general fund transfers): Request to transfer grant funds received in Land Conservation to Parks to reimburse for expenditures incurred at Reforestation Camp for a buffer strip of plantings and an access bridge (\$1,900). (Referred back to committee from September County Board.) To delete "and an access bridge" and approve as amended.
- \*\* Item #5a -- Received and placed on file as per the County Board on 10/15/2008.

A motion was made by Supervisor Nicholson and seconded by Supervisor De Wane "to adopt." Supervisor Erickson requested to take #5a separately. Voice vote taken on the remainder of the report. Motion carried unanimously with no abstentions.

Item #5a -- Land Conservation Sub Committee - Request for Budget Transfer (#08-54):

Interdepartmental Transfer (including contingency or general fund transfers): Request to transfer grant funds received in Land Conservation to Parks to reimburse for expenditures incurred at Reforestation Camp for a buffer strip of plantings and an access bridge (\$1,900).

(Referred back to committee from September County Board.) COMMITTEE ACTION: To delete "and an access bridge" and approve as amended.

A motion was made by Supervisor Erickson and seconded by Supervisor Evans "to receive and place on file". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\s'	\ Tom Hinz, Count	y Executive	Date:	10/21/2008

#### No. 9f -- REPORT OF PUBLIC SAFETY COMMITTEE OF OCTOBER 1, 2008

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on October 1, 2008, and recommends the following motions:

- 1. Review minutes and reports of:
  - a. Fire Investigation Task Force Board of Directors (7/17/08). Approve.
  - o. Traffic Safety Commission (7/10/08). Approve.
- 2. Presentation by Federal Signal/Code Spear (for information gathering). (Held from previous meeting.) Receive & place on file.
- 3. Communication from Supervisor Clancy re: Town of Holland requesting that Brown County give the communities the right to have the town roads and county roads available for ATV and golf cart use. (Held from previous meeting.) Receive & place on file.

- #3a Resolution re: Approving new or deleted positions during the 2009 budget process. (Referred to Executive Committee.) Receive & place on file. See Resolutions, Ordinances October County Board.
- 4. Volunteers in Probation Monthly Statistics (August 31, 2008). Receive & place on file.
- 5. Teen Court August 2008 Teen Court Stats. Receive & place on file.
- 6. Public Safety Communications Request to apply for Critical Incident Management Training Grant. <u>Approve.</u>
- 7. Public Safety Communications Request to apply for Hazardous Materials Emergency Preparedness Grant (Facilities). <u>Approve.</u>
- 8. Public Safety Communications Request to apply for Hazardous Materials Emergency Preparedness Grant (Commodities Flow). <u>Approve.</u>
- 9. Public Safety Communications Budget Status Financial Report for August 2008. <u>Receive & place on file.</u>
- 10. Public Safety Communications Director's report. Receive & place on file.
- 11. Facility Management 911 Communications Center Building Project update (from Bill Dowell.) Receive & place on file.
- 12. Sheriff Request for Budget Transfer (#08-62): Increase in Expenditures with Offsetting Increase in Revenue: Grant from Homeland Security for \$50,000 to be used for robotic upgrades. <u>Approve.</u>
- 13. Sheriff Key Factor Report 2008 and Jail Average Daily Population by month 2008 for October 2008 meeting. Receive & place on file.
- 14. Sheriff Budget Status Financial Report for August 31, 2008. Receive & place on file.
- 15. Sheriff report.
  - a. <u>Take the Sheriff's recommendations.</u>
  - b. Receive & place on file.
- 16. Clerk of Courts, Circuit Courts, Medical Examiner, District Attorney, & Emergency Management Office Budget Status Financial Reports for August 31, 2008. Receive & place on file.
- 17. Audit of bills. Pay the bills.

A motion was made by Supervisor De Wane and seconded by Supervisor Nicholson "to adopt." Voice vote taken. Motion carried unanimously with no abstentions.

No. 10	RESOLUTIO	ONS, ORDINANCES:		
Approved by:	<u>\s\</u>	Tom Hinz, County Executi	ve Date:	10/21/2008

No. 10a -- RESOLUTION REGARDING: CORPORATION COUNSEL OFFICE RECLASSIFICATION OF "CORPORATION COUNSEL" POSITION.

(EXECUTIVE COMMITTEE OF OCTOBER 8, 2008 MOTION: APPROVE THE RECLASSIFICATION OF THE "CORPORATION COUNSEL" POSITION FROM PAY GRADE 29 TO 32 (\$88,653 TO \$105,857.)

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Corporation Counsel position has been vacant since April, 2008.

WHEREAS, based on the current market and benchmark information, to be competitive and attract qualified candidates the Corporation Counsel position should be reclassified to Pay Grade 32, with a salary range of \$88,653 to \$105,857; and

WHEREAS, funds for the additional salary and fringes are available in the 2008 budget; and

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the position of Corporation Counsel be reclassified from Pay Grade 29 to Pay Grade 32 of the Classification and Compensation Plan.

Respectfully submitted,

ADMINISTRATION

COMMITTEE

EXECUTIVE COMMITTEE

After a brief discussion a motion was made by Supervisor Krueger and seconded by Supervisor La Violette "to adopt". Voice vote taken. Motion carried with Supervisors Knier, Dantinne, Vander Leest, Warpinski and Brunette voting nay.

Tipploved by: 5 Tom Timz, County Executive Dutc. 10/21/2	Approved by:	\s\	Tom Hinz, County Executive	Date: 10/21/2	2008
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No. 10b -- RESOLUTION REGARDING: REGRADING THE SALARY RANGE FOR THE POSITION OF HUMAN RESOURCES MANAGER (MOTION AT EXECUTIVE COMMITTEE: COMMITTEE APPROVED.)

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Human Resources Director and Employee Relations Manager positions were deleted during the 2008 budget process; and

WHEREAS, the Human Resources Manager position was created during the 2008 budget, combining the duties of the Human Resources Director and Employee Relations Manager and was placed incorrectly in the Brown County Classification and Compensation Plan; and

WHEREAS, the position is a department head and, as a central service department, the position makes decisions that affect all County departments not just Human Resources; and

WHEREAS, based on the current market and benchmark information the Human Resources Manager position should be reclassified to Pay Grade 25, with a salary range of \$69,483 to \$82,969 effective immediately; and

WHEREAS, funds for the additional salary and fringes are available in the 2008 budget because of vacancy savings due to two other positions being held open;

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the position of Human Resources Manager be reclassified from pay Grade 23 to Pay Grade 25 of the Classification and Compensation Plan effective immediately.

Respectfully submitted, ADMINISTRATION COMMITTEE EXECUTIVE COMMITTEE

A motion was made by Supervisor La Violette and seconded by Supervisor Lund "to adopt". Voice vote taken. Motion carried with Supervisors Dantinne, Vander Leest, Warpinski, De Wane, Nicholson and Brunette voting nay.

At the end of the County Board Meeting Supervisor Knier asked to change her vote from "aye" to "nay". A motion was made by Supervisor Lund and seconded by Supervisor Fewell "to allow Supervisor Knier's vote to be recorded as "nay". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\s\	Tom Hinz, Coun	y Executive	Date:	10/21/2008
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#### NO. 10C AND 10D WERE DELETED FROM THE AGENDA.

No. 10e -- RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2009 LABOR AGREEMENT WITH THE BROWN COUNTY HUMAN SERVICES PROFESSIONAL EMPLOYEES. (MOTION AT EXECUTIVE COMMITTEE MEETING OF OCTOBER 8, 2008: COMMITTEE APPROVED.)

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

#### Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a one (1) year labor agreement on behalf of Brown County with the Brown County Human Services Professional Employees, for the year 2009 effective January 1, 2009, which agreement shall provide the following major changes from the 2007-2008 labor agreement.

All items, with the exception of wages, or except as specifically provided otherwise, will be prospective effective the date of signing of the agreement.

BE IT FURTHER RESOLVED that the funds to cover the costs resulting from the adoption of this resolution shall be made available from funds budgeted for this purpose.

## 1. <u>ARTICLE 11. INSURANCE</u>

The HSP Plan will discontinue on December 31, 2008. (Delete all language referencing the HSP Plan.)

## 2. ARTICLE 12. WISCONSIN RETIREMENT SYSTEM

The WRS contribution will be increased commensurate with the wage increases.

### 3. ARTICLE 17. CASUAL DAYS

Modify language beginning at line 421:

Casual days and banked sick leave may be used by an employee who is injured on the job supplement his/her disability benefits in an amount which will equal regular pay. Such days may be used only after while casual days are exhausted still available.

### 4. <u>ARTICLE 31. PARKING EXPENSE</u>

Add the following language beginning at line 713:

Employees who are required to use their personal vehicle for County business shall be reimbursed at the IRS rate. Such amount will be subject to verification on monthly expense vouchers.

#### 5. ARTICLE 32. RESIDENCY

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Delete language beginning at line 716:

All employees of the bargaining unit who are presently residents of Brown County will maintain their residency in Brown County throughout their employment. New employees who become members of the bargaining unit shall establish residency according to the provisions outlined in the Brown County Code. Those current employees who are members of the bargaining unit and currently reside outside Brown County will be grandpersoned exempt from this residency requirement.

## 6. <u>ARTICLE 33. DURATION OF AGREEMENT</u>

Modify language beginning at line 724:

This Agreement shall become effective as of January 1, <del>2007</del> 2009, and shall remain in force and effect to and including December 31, <del>2008</del> 2009, and shall renew itself for year periods until and unless either party, prior to June 1, before the Agreement and the expiration of any of its renewal dates, notifies the that it desires to alter or amend the same at the end of the Agreement.

## 7. SCHEDULE A

Revise to reflect the following wage increases:

1.5% increase Effective December 28, 2008

1.5% increase Effective June 28, 2009

Remove the following employee classification:

**Vocational Services Specialist** 

## 8. <u>MEMORANDUMS OF UNDERSTANDING</u>

Christmas Eve and New Year's Eve Holiday – Delete VEBA Account – Delete Qualifications – Resign

Respectfully submitted, EXECUTIVE COMMITTEE

A motion was made by Supervisor Erickson and seconded by Supervisor Andrews "to adopt". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:	\c\	Tom Hinz, County Executive	Date: 10/21/2008
ADDIOVED DV.	1.51	TOTAL THEE COUNTY EXECUTIVE	17a15. 10/21/2000

No. 10f -- ORDINANCE REGARDING: TO AMEND SUBSECTION (1)(F) OF 2.13 OF THE BROWN COUNTY CODE ENTITLED "MEETINGS, AGENDAS." (MOTION AT EXECUTIVE COMMITTEE MEETING OF OCTOBER 8, 2008: APPROVE AMENDMENT WITH THE CHANGE THAT "THE TIME SHALL NOT BE LESS THAN 5 BUSINESS DAYS FROM THE DELIVERY OF THE REQUEST" (NOT 72 HOURS), EXCLUDING OPENING OF BIDS FOR BONDING. AYES: 5 (ERICKSON, LUND, NICHOLSON, ZIMA, SCRAY); NAYS: 1 (EVANS); EXCUSED: 1 (VANDER LEEST). MOTION PASSED.

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE

#### **BROWN COUNTY BOARD OF SUPERVISORS**

Ladies and Gentlemen:

WHEREAS, the Brown County Board of Supervisors is expressing and declaring their legislative policy and intent to provide adequate time to allow supervisors to consider and review proposed major legislation before taking action on the same.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors, that it hereby amends the County Code of Ordinance 2.13 (1)(f) by amending the following wording and establishing 2.13(1)(f) which shall read:

- A special meeting of any Brown County committee or (f) commission shall be held upon a written request of a majority of the members of that committee or commission or County Board Chair delivered to the County Clerk specifying the time and place of the meeting. The time shall not be less than 48 hours from the delivery of the request unless the matter to be considered is substantial legislation as hereinafter defined. A special meeting of any Brown County committee or commission to consider substantial legislation shall be held only upon a written request of a twothirds majority of the members of that committee or commission or County Board Chair delivered to the County Clerk specifying the time and place of the meeting. The time shall not be less than 5 business days from the delivery of the request. For purposes of this paragraph, substantial legislation shall mean any legislation which includes a financial transaction greater than \$10,000.00, or a change in the County Code of ordinances. Substantial transactions shall not include, however, matters which involve any of the following reasons:
  - 1. Endangerment to the health or welfare of any person or group.
  - 2. Litigation requiring consideration.
  - 3. An emergency as determined by the County Board Chair.
  - 4. Bonding matters.

## Respectfully submitted, EXECUTIVE COMMITTEE

A motion was made by Supervisor Clancy and seconded by Supervisor Williams "to adopt". Roll call vote taken on #10f:

Ayes: De Wane, Nicholson, Theisen, Erickson, Brunette, Zima, Kaster, Knier, Williams, Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund, Fewell

Nays: Warpinski, Krueger, Haefs, Evans, Vander Leest, Johnson, Dantinne, La Violette, Andrews

Total Ayes: 17 Total Nays:

Motion carried.

Approved by: \s\ Tom Hinz, County Executive Date: 10/21/2008
Approved by: \s\ Darlene K. Marcelle, County Clerk Date: 10/28/2008
Approved by: \s\ Guy Zima, County Board Chairman Date: 10/30/2008

No. 10g -- ORDINANCE REGARDING: TO AMEND SUBSECTION (1)(C) OF 2.13 OF THE BROWN COUNTY CODE ENTITLED "MEETINGS, AGENDAS." (MOTION AT EXECUTIVE COMMITTEE MEETING OF OCTOBER 8, 2008: APPROVE THE AMENDMENT INCLUDING THE CHANGES IN #12 ABOVE RELATIVE TO 5

## BUSINESS DAYS AND BONDING. AYES: 5 (ERICKSON, LUND, NICHOLSON, ZIMA, SCRAY); NAYS: 1 (EVANS); EXCUSED: 1 (VANDER LEEST). MOTION PASSED.

## TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE **BROWN COUNTY BOARD OF SUPERVISORS**

Ladies and Gentlemen:

WHEREAS, the Brown County Board of Supervisors is expressing and declaring their legislative policy and intent to provide adequate time to allow supervisors to consider and review proposed major legislation before taking action on the same.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors, that it hereby amends the County Code of Ordinance 2.13(1)(c) by amending the following wording and establishing 2.13(1)(c) which shall read:

- A special meeting of the Board shall be held upon a written request of a majority of the Supervisors delivered to the County Clerk specifying the time and place of the meeting. The time shall not be less than 48 hours from the delivery of the request unless the matter to be considered is substantial legislation as hereinafter defined. A special meeting of the Board to consider substantial legislation shall be held only upon a written request of a two-thirds majority of the Supervisors delivered to the County Clerk specifying the time and place of the meeting. The time shall not be less than 5 business days from the delivery of the request. For purposes of this paragraph, substantial legislation shall mean any legislation which includes a financial transaction greater than \$10,000.00, or a change in the County Code of Ordinances. Substantial transactions shall not include, however, matters which involve any of the following reasons:
  - 1. Endangerment to the health or welfare of any person or group.
  - 2. Litigation requiring consideration.
  - 3. An emergency as determined by the County Board Chair.
  - 4. Bonding matters.

## Respectfully submitted, **EXECUTIVE COMMITTEE**

A motion was made by Supervisor Lund and seconded by Supervisor Clancy "to adopt". Roll call taken on #10g:

Ayes: De Wane, Nicholson, Erickson, Brunette, Zima, Kaster, Knier, Williams, Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund, Fewell

Warpinski, Theisen, Krueger, Haefs, Evans, Vander Leest, Johnson, Dantinne, La Violette, Nays:

Andrews

Total Ayes: 16 Total Nays: 10

Motion carried.

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
Approved by:	\s\	Darlene K. Marcelle, County Clerk	Date:	10/28/2008
Approved by:	\s\	Guy Zima, County Board Chairman	Date:	10/30/2008

#### No. 10h --ORDINANCE REGARDING: TO AMEND SUBSECTION (17) OF SECTION 2.14 BROWN COUNTY CODE ENTITLED "PARLIAMENTARY

PROCEDURES." (MOTION BY EXECUTIVE COMMITTEE MEETING OF OCTOBER 8, 2008:

APPROVE THE AMENDMENT OF SECTION 2.14 OF THE BROWN COUNTY
CODE ENTITLED PARLIAMENTARY PROCEDURES. AYES: 4 (EVANS,
NICHOLSON, ZIMA, SCRAY); NAYS: 2 (LUND, ERICKSON); EXCUSED: 1
(VANDER LEEST). MOTION PASSED.

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Brown County Board of Supervisors is expressing and declaring their legislative policy and intent to provide adequate time to allow supervisors to reconsider and review actions taken by them at the previous meeting.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that it hereby amends the County Code of Ordinance 2.14(17) by amending the following wording and establishing 2.14(17) which shall read:

(17) It shall be in order for any member voting on the prevailing side to move for a reconsideration of the vote on any question on the same day or to give written notice to the County Clerk by 4:00 p.m. of the day prior to the succeeding regularly scheduled County Board meeting of his/her intent to move for reconsideration at such next County Board meeting. If notice is not given in this manner, the matter shall not be subject to reconsideration. A motion for reconsideration shall not be accepted by the Chair unless it can be determined that the person making the motion had voted on the prevailing side. Any motion for reconsideration must be adopted by a majority of the members present.

## Respectfully submitted, EXECUTIVE COMMITTEE

A motion was made by Supervisor Evans and seconded by Supervisor Williams "to adopt". Roll call vote taken on #10h:

Ayes: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Johnson, Dantinne, La Violette, Andrews, Kaster, Knier, Williams, Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund, Fewell

Nays: None

Total Ayes: 26 Total Nays: 0

Motion carried unanimously with no abstentions.

Approved by:	\s\	Tom Hinz, County Executive	Date:	10/21/2008
Approved by:	\s\	Darlene K. Marcelle, County Clerk	_ Date:	10/28/2008
Approved by:	\s\	Guy Zima, County Board Chairman	_ Date:	10/30/2008

## NO. 10I WAS DELETED FROM THE AGENDA.

No. 10j -- RESOLUTION REGARDING: SUPPORTING THE AGING & DISABILITY RESOURCE CENTER OF BROWN COUNTY TO CONTRACT WITH THE STATE OF WISCONSIN TO PROVIDE RESOURCE CENTER ACTIVITIES FOR SENIORS AND ADULTS WITH DISABILITIES. (HUMAN SERVICES COMMITTEE APPROVED.)

# TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Brown County Board of Supervisors has adopted a resolution supporting the development of an Aging and Disability Resource Center for Brown county on January 19, 2004; and

WHEREAS, at that time, the Brown County Human Services Department and the Aging & Disability Resource Center of Brown County worked in collaboration to assure that services were developed and implemented to effectively serve seniors and adult long term care consumers; and

WHEREAS, the Aging & Disability Resource Center of Brown County is recognized as the public face of resource center activities, has added staff to meet the state's contract requirements for Aging & Disability Resource Centers (ADRCs), and meets the majority of the ADRC state contract by providing Information & Assistance, Options Counseling, Benefits Specialists and Prevention Services; and

WHEREAS, the Brown County Human Services Department and the Brown County Human Services Board and Committee are now investigating the future implementation of Family Care in Brown County, and the state requires a separation of ADRC and Family Care governing bodies; and

WHEREAS, the Brown County Human Services Department and the Aging & Disability Resource Center of Brown County will continue its collaborative efforts to assure the full implementation of the ADRC grant requirements and to assure seniors and adults with disabilities are effectively and efficiently served.

NOW, THEREFORE, BE IT RESOLVED BY THE Brown County Board of Supervisors that it authorizes the Aging & Disability Resource Center of Brown County to contract directly with the Wisconsin Department of Health Services and administer the ADRC contract between the State of Wisconsin and Brown County.

BE IT FURTHER RESOLVED that the Brown County Board of Supervisors endorses the collaboration between the Brown County Human Services Department and the Aging & Disability Resource Center of Brown County.

Respectfully submitted, HUMAN SERVICES COMMITTEE

A motion was taken. Motion of	-		•		by	Supervisor	Fleck	"to	adopt".	Voice	vote
Approved by:	\s\	Tom I	Hinz, County	Executive			Date	e: :	10/21/200	)8	

NO. 10K WAS DELETED FROM THE AGENDA.

No. 101 -- ORDINANCE REGARDING: TO AMEND CHAPTER 21 OF THE BROWN COUNTY CODE ENTITLED "SUBDIVISIONS." (MOTION AT PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE MEETING OF SEPTEMBER 22, 2008 WAS TO HOLD FOR ONE MONTH.)

A motion was made by Supervisor Krueger and seconded by Supervisor Nicholson "to hold for one month". Voice vote taken. Motion carried unanimously with no abstentions.

#### NO. 10M WAS DELETED FROM THE AGENDA.

## No. 11 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW.

## No. 11a -- LATE COMMUNICATION.

FROM SUPERVISOR FEWELL REGARDING: REQUEST A LEGAL REVIEW REGARDING HOW COMMITTEE REPORTS ARE LISTED ON THE COUNTY BOARD AGENDA AND IF THE ITEMS ON EACH REPORT NEED TO BE LISTED ON THE AGENDA FOR THE PUBLIC. IS ALLOWING ITEMS TO BE RANDOMLY PULLED FROM THE COMMITTEE REPORTS MISLEADING TO THE PUBLIC AND IN VIOLATION OF THE WISCONSIN OPEN MEETING LAWS?

Refer to Corporation Counsel.

No. 11b -- FROM SUPERVISOR FEWELL REGARDING: REQUEST THAT THE EXECUTIVE COMMITTEE EXPLORE ESTABLISHING A COUNTY WIDE COLLECTIONS POLICY AND EXPLORE CREATING AN RFP FOR THESE SERVICES.

Refer to Executive Committee

Supervisor Knier requested to change her vote on item 10b from "aye" to "nay". A motion was made by Supervisor Lund and seconded by Supervisor Fewell "to allow Supervisor Knier's vote to be recorded as "nay". Voice vote taken. Motion carried unanimously with no abstentions.

## No. 12 -- BILLS OVER \$5,000 FOR PERIOD ENDING SEPTEMBER 30, 2008

A motion was made by Supervisor De Wane and seconded by Supervisor Warpinski "to pay the bills over \$5,000 for period ending September 30, 2008". Voice vote taken. Motion carried unanimously with no abstentions.

## No. 13 -- CLOSING ROLL CALL:

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima,

Evans, Vander Leest, Johnson, Dantinne, La Violette, Andrews, Kaster, Knier, Williams,

Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund, Fewell

Total Present: 26

No. 14 -- ADJOURNMENT TO MONDAY, NOVEMBER 10, 2008 (BUDGET SESSION) AT 9:00 A.M. LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.

A motion was made by Supervisor Warpinski and seconded by Supervisor Erickson "to adjourn to the above date and time". Voice vote taken. Motion carried unanimously with no abstentions.

Meeting adjourned at 9:05 p.m.

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS OF OCTO Page 22 of 22					
	S   DARLENE K. MARCELLE				
	Brown County Clerk				